

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1487

IN THE MATTER OF:

Served January 13, 1976

Application of IRONSIDES MEDICAL)
TRANSPORTATION CORPORATION for)
Temporary Authority to Perform)
Special Operations or Charter)
Operations)

Application No. 891

Application of IRONSIDES MEDICAL)
TRANSPORTATION CORPORATION for)
Certificate of Public Convenience)
and Necessity to Perform Special)
Operations or Charter Operations)

Application No. 902

Consolidated Docket No. 303

By Application No. 902, filed January 7, 1976, Ironsides Medical Transportation Corporation (Ironsides) seeks a certificate of public convenience and necessity, pursuant to Title II, Article XII, Section 4(b) of the Compact, to provide either special operations or charter operations. Ironsides proposes to transport disabled, infirm, handicapped, or wheelchair patients, together with their baggage and their attendants, over irregular routes, between points within the Metropolitan District.

Ironsides previously filed Application No. 891 seeking temporary authority. By Order No. 1480, served December 12, 1975, 1/ the Commission scheduled that application for public hearing to commence on January 15, 1976.

On January 7, 1976, Greyhound Airport Service, Inc. (Greyhound) and The Gray Line, Inc. (Gray Line) filed a joint protest to Application No. 891 for temporary authority. The protestants stated therein that, assuming the application was designed, intended and restricted solely to the transportation of disabled, infirm, handicapped or wheelchair passengers, together with their baggage and their attendants, in specially

1/ The proposed operations set forth in the permanent authority application are identical to the proposed operations set forth in the temporary authority application. The summary of the proposed operations will not be repeated herein. Reference should be made to pages 1, 2, and 3 of Order No. 1480.

equipped or adapted van type vehicles, accommodating no more than 11 passengers, then the protestants' interest would be reasonably protected. Counsel for Grayhound and Gray Line subsequently advised the Commission that the protest to Application No. 891 was being withdrawn.

Ironsides has requested the Commission to consolidate Application Nos. 891 and 902 for the purpose of public hearing. Ironsides further requests that the public hearing scheduled for January 15, 1976, be postponed. Counsel indicates that the consolidation of these separate applications and postponement of the hearing date would afford Ironsides an opportunity to prepare and file current financial statements.

Title II, Article XII, Section 4(b) of the Compact provides as follows:

When an application is made under this section for a certificate, . . . , the Commission shall issue a certificate to any qualified applicant therefor, . . . , if it finds, after hearing held upon reasonable notice, that the applicant is fit, willing and able to perform such transportation properly and to conform to the provisions of this Act and the rules, regulations, and requirements of the Commission thereunder, and that such transportation is or will be required by the public convenience and necessity; otherwise such application shall be denied. (Emphasis added.)

Pursuant to the provisions of Rule of Practice and Procedure 20-02, Application Nos. 891 and 902 of Ironsides shall be consolidated for public hearing. These applications involve common questions of fact. Pursuant to the provisions of Rule of Practice and Procedure 7-06, the public hearing scheduled for January 15, 1976, with respect to Application No. 891 shall be postponed and a consolidated public hearing shall be scheduled.

The Commission shall require Ironsides to submit and be prepared to support with a competent witness a statement projecting revenues and revenue deductions, including taxes, for a one-year period, together with supporting details, including the ratio between revenue deductions and revenues. Ironsides shall be directed to file six (6) copies of the projection statement with the Commission and serve one copy on each party of record on or before February 10, 1976. Ironsides should be prepared to present evidence that public convenience and necessity require the proposed service. Should Ironsides elect to submit prepared testimony

at the hearing, then six (6) copies of said testimony also should be filed with the Commission and one copy served on each party of record on or before February 10, 1976.

THEREFORE, IT IS ORDERED:

1. That Application No. 902 of Ironsides Medical Transportation Corporation be, and it is hereby, consolidated for the purpose of public hearing with Application No. 891 of Ironsides Medical Transportation Corporation.

2. That the consolidated proceeding be, and it is hereby, scheduled for public hearing to commence Tuesday, February 17, 1976, at 10:00 A. M., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.

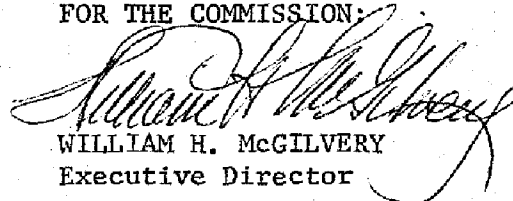
3. That the public hearing scheduled for Thursday, January 15, 1976, at 10:00 A. M. by Commission Order No. 1480, served December 12, 1975, be, and it is hereby, cancelled.

4. That Ironsides Medical Transportation Corporation publish in a newspaper of general circulation in the Metropolitan District a notice in the form prescribed by the staff of the Commission of Application No. 902 and the consolidated hearing no later than Friday, January 23, 1976, and present at the hearing a certificate of publication from the selected newspaper.

5. That six (6) copies, the original to be submitted at the hearing, of the statement required hereinbefore and prepared testimony be filed by Ironsides Medical Transportation Corporation with the Commission and one copy of each served on each party of record on or before Tuesday, February 10, 1976.

6. That any person desiring to protest shall file a protest in accordance with Commission Rule 14, or any person desiring to be heard on this matter shall notify the Commission, in writing, on or before Friday, February 6, 1976, and shall mail a copy of such protest or notice to counsel of record for Ironsides Medical Transportation Corporation, Stanton D. Anderson, Esquire, Surrey, Karasik and Morse, 1156 - 15th Street, N. W., Washington, D. C. 20005.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director

